

Committee Room,
Austin, Texas, Feb. 28, 1919.

Hon. W. A. Johnson, President of
the Senate.

Sir: We, your Committee on Internal Improvements to whom was referred

S. B. No. 350, A bill to be entitled "An Act to conserve the oil and gas resources of the State of Texas, etc.,"

Have had same under consideration, and beg leave to report the same back to the Senate with the recommendation that it do pass.

BUCHANAN of Scurry, Chairman.

Committee Room,
Austin, Texas, Feb. 28, 1919.

Hon. W. A. Johnson, President of
the Senate.

Sir: We, your Committee on Constitutional Amendments to whom was referred

House Joint Resolution No. 13, being a resolution to be entitled "House Joint Resolution proposing to amend Section 49 of Article 3 of the Constitution of the State of Texas relating to the power to create debts by or on behalf of the State, so as hereafter to authorize the Legislature to enact a law directing the issuance of bonds by the Governor of the State in a sum not to exceed Seventy-five million (\$75,000,000) dollars, the proceeds of said bonds to be used in the construction of durable hard surfaced roads upon public highways of the State,"

Have had same under consideration, and beg leave to report the same back to the Senate with the recommendation that it do pass.

WESTBROOK, Acting Chairman.

Committee Room,
Austin, Texas, Feb. 28, 1919.

Hon. W. A. Johnson, President of
the Senate.

Sir: We, your Committee on Constitutional Amendments to whom was referred

Senate Joint Resolution No. 11, being a resolution to be entitled "A Joint Resolution proposing an amendment to Section 9, of Article VIII of the Constitution of the State of Texas, by increasing the amount of ad valorem taxes that may be levied by counties, cities and towns

from twenty-five cents to fifty cents on the \$100.00 valuation, and by increasing the total tax rate that may be levied for the erection of public buildings, sewers, water works and other permanent improvements from twenty-five cents on the \$100.00 valuation to fifty cents on the \$100.00 valuation, and making an appropriation therefor,"

Have had same under consideration, and am instructed to report the same back to the Senate with the recommendation that it do pass.

WESTBROOK, Acting Chairman.

THIRTY-FIFTH DAY.

Senate Chamber,
Austin, Texas, March 3, 1919.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor W. A. Johnson.

The roll was called, a quorum being present, the following Senators answering to their names:

Alderdice.	Floyd.
Bailey.	Hall.
Bell.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	McNealus.
Caldwell.	Page.
Carlock.	Parr.
Clark.	Smith.
Cousins.	Strickland.
Dayton.	Sulter.
Dorough.	Westbrook.
Dudley.	Witt.
Faust.	Woods.

Absent.

Gibson. Williford.

Absent—Excused.

Dean. Johnston.

Prayer by Chaplain

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Alderdice.

Excused.

Senator Dean was excused for today on account of important business on motion of Senator Carlock.

Senator Johnston for today on account of sickness on motion of Senator Bailey.

Petitions and Memorials.

See Appendix.

Committee Reports.

See Appendix.

Bills and Resolutions.

By Senator Bailey:

S. B. No. 362, A bill to be entitled "An Act to amend Chapter 143 of the General Laws of the State of Texas passed by the Thirty-third Legislature at the Regular Session thereof being 'An Act to amend Article 4694 of the Revised Civil Statutes of 1911, giving cause of action where injuries resulting in death is caused by the negligence of a corporation, its agents or servants, and declaring an emergency,' by giving a cause of action for injuries resulting in death against any person, association or persons joint stock company, corporation, his, its, or their agents or servants against the proprietor owner, charterer or hirer of any industrial or public, utility plant, railroad, street railway, steamboat, stage coach or other vehicle for the conveyance of goods, or passengers and against the receiver or receivers, trustee or trustees, or other person or persons, in charge or in control of any railroad, street railway, steamboat, stage coach, or other vehicle for the conveyance of goods or passengers, or any industrial plant, public utility plant or other machinery, where such injuries result from the negligence of the persons, corporations, trustees or joint stock companies, their agents or servants; providing that no agreement between the owner of certain property and utility plant and the persons or trustees operating the same shall release such persons or trustees from liability under this Act, repealing all laws in conflict herewith providing that the invalidity of any provisions hereof shall not affect the remaining provisions, and declaring an emergency."

Read first time and referred to Committee on Civil Jurisprudence.

By Senator Bailey (by request):

S. B. No. 363, A bill to be entitled "An Act to amend Article 3204 of the Revised Civil Statutes of the State of Texas of 1911, so as to authorize the Governor to employ counsel to file escheat proceedings, in addition to the authority already therein conferred upon the Governor to retain counsel for the purposes already therein specified, providing compensation for such counsel and declaring an emergency."

Read first time and referred to Committee on Civil Jurisprudence.

By Senator Dudley:

S. B. No. 364, A bill to be entitled "An Act to amend Article 2601, Revised Civil Statutes of Texas, Acts 1913 Special Session, regulating the bond and compensation of county judges."

Read first time and referred to Committee on Counties and County Boundaries.

By Senator Strickland:

S. B. No. 365, A bill to be entitled "An Act to amend Article 6901d, Chapter 1, Title 119, Revised Statutes of Texas, fixing the compensation of county commissioners in counties having a population of 30,000 and over so as to include counties having a population of 29,000 and over and declaring an emergency."

Read first time and referred to Committee on Counties and County Boundaries.

By Senator Hopkins:

S. B. No. 366, A bill to be entitled "An Act to repeal Chapter 3, Local and Special Laws Thirty-first Legislature, First Called Session; providing that the management and control of the schools of the City of Bowie shall be vested in the present board of trustees of the Bowie Independent School District, providing that the taxes in the territory now embraced in the Bowie Independent School District, but without the corporate limits of the city of Bowie shall be levied, assessed, and collected by the proper county authorities of Montague county, Texas, and turned over to the proper authorities of the City of Bowie, Texas, until such time as the city of Bowie shall extend its limits for school purposes

only; providing that nothing herein shall affect any taxes levied for the school year of 1918-1919 of the Bowie Independent School District, nor affect any legal obligations outstanding against such district; and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senator Floyd:

S. B. No. 367, A bill to be entitled "An Act to fix a uniform date on which county and precinct officers shall qualify and take over the duties of their respective office following their election, and to repeal all laws in conflict therewith, and declaring an emergency."

Read first time and referred to Committee on Counties and County Boundaries.

Simple Resolution No. 84.

Be it resolved by the Senate, that the presiding officer of this body be and he is hereby authorized and directed to appoint three members of the State Senate as representatives of this body to make an examination of and audit the accounts and monies in the hands of the State Treasury, and to make a report of its findings to this body, which said committee is authorized and empowered to employ competent auditors to assist in said work, whose services shall be paid out of the contingent funds of the Senate upon account approved by said committee and the chairman of the committee on contingent expenses.

CLARK.

The resolution was read and adopted.

Senate Bill No. 243—Set as Special Order.

Senator Clark moved that Senate Bill No. 243 be set as a special order to follow immediately after the noon recess on tomorrow (Tuesday).

The motion prevailed by the following vote:

Yeas—16.

Alderdice.	Buchanan of Bell.
Bailey.	Clark.
Bell.	Cousins.

Dudley.	Parr.
Hall.	Smith.
Hertzberg.	Strickland.
Hopkins.	Witt.
Page.	Woods.

Nays—5.

Buchanan of Scurry.	Floyd.
Caldwell.	Suiter.
Dayton.	

Present—Not Voting.

Carlock.

Absent.

Dean.	Gibson.
Dorough.	Westbrook.
Faust.	Williford.

Absent—Excused.

Johnston.	McNealus.
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Morning call concluded.

Senate Bill No. 283.

The Chair laid before the Senate as pending business under a special order on second reading:

S. B. No. 283, A bill to be entitled "An Act to authorize the Board of Regents of the University of Texas to issue and sell bonds in the name of the University of Texas, and to obligate the Board of Regents, for and on behalf of the university, to pay such bonds; to provide for the payment of interest on such bonds and to create a sinking fund to redeem them at maturity out of the annual rentals and interest and other income of the lands and bonds constituting the permanent fund of the University of Texas, declared to be a trust fund for those purposes; to pledge such rentals and interest and other income to the payment of interest on said bonds and to the creation of said sinking fund, etc.; and declaring an emergency."

The bill was read second time, and passed to engrossment.

On motion of Senator Caldwell the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 283 put on its third reading and final passage by the following vote.

Yeas—21.

Alderdice.	Hall.
Bailey.	Hertzberg.
Bell.	McNealus.
Buchanan of Bell.	Page.
Buchanan of Scurry.	Parr.
Caldwell.	Smith.
Carlock.	Strickland.
Cousins.	Suiter.
Dayton.	Witt.
Dudley.	Woods.
Floyd.	

Nays—1.

Clark.

Absent.

Dorough.	Westbrook.
Faust.	Williford.
Hopkins.	

Absent—Excused.

Dean.	Johnston.
Gibson.	

Senator Suiter offered the following amendment, which was read and adopted by unanimous vote:

(1) Amend S. B. No. 283, page 2, by striking the words "never be outstanding at any time" and insert in lieu thereof "not be issued."

The following amendment by Senator Page was adopted by unanimous vote:

(2) Amend S. B. No. 283 by adding after the period at the end of line 8 on page 4 the following, "provided that none of the bonds issued under the provisions of this Act shall ever be sold at less than par and accrued interest, and if any sales shall be made for less than par and accrued interest said bonds shall be void."

Senator Hopkins offered the following amendment:

(3) Amend S. B. No. 283 by striking out Section 8 and renumbering the remaining sections accordingly.

The amendment was unanimously adopted.

Senators McNealus and Westbrook offered the following amendment:

(4) Amend S. B. No. 283, Section 6, page 4, by inserting in line 12, after the word "Texas" the following words, "subject in amount as may be authorized from time to time by the Legislature of Texas."

Amendment pending.

On motion of Senator Caldwell, the

bill was laid on the table subject to call.

Message From the House.

Hall of the House of Representatives,
Austin, Texas, March 3, 1919.

Lieutenant Governor W. A. Johnson,
President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has adopted

S. C. R. No. 11, relating to a constitutional convention, with amendments.

S. C. R. No. 28, inviting Mrs. Rose F. Deming to participate in the March 22nd exercises.

S. C. R. No. 29, requesting the educational institutions of the State to issue diplomas to ex-soldiers and Red Cross nurses under certain conditions.

S. C. R. No. 26, directing the Secretary of State to dispose of surplus sets of Revised Statutes of 1911 and other accumulated pamphlets, etc.

H. B. No. 158, A bill to be entitled "An Act regulating the employment of women and minors and establishing an Industrial Welfare Committee to investigate and deal with such employment, including the fixing of a minimum wage, providing for an appropriation therefor, and fixing penalties for violating this Act, and declaring an emergency."

H. B. No. 53, A bill to be entitled "An Act providing a period of duration of ten years after which suits for taxes due to the State of Texas or any county, city, municipality, school district, road improvement or irrigation district of said State or any other subdivision of this State or any county thereof authorized by law to levy and to collect taxes shall not be brought."

H. B. No. 225, A bill to be entitled "An Act giving incorporated cities and towns the authority to prevent the keeping for breeding purposes of jacks, bulls and stallions within the city limits, and declaring an emergency."

H. B. No. 232, A bill to be entitled "An Act to amend Article 762, Title 22, Chapter 1, Revised Civil Statutes of the State of Texas, 1911, relating to the incorporation of cities, towns and villages with a population of 600 or more inhabitants, and providing that cities, towns and villages with

any number of inhabitants having any manufacturing establishments within the corporate limits, and which may be subject to the provisions of the Act known as "Chapter 23 of the Acts of the Regular Session of the Thirty-fourth Legislature, page 38," which was approved by the Governor on February 25, 1915, or any amendment thereto, may become incorporated as a city or town and accept the provisions of Title 22, relating to cities and towns, in lieu of any existing charter, and prescribing the manner of so doing, and further providing that when such city, town or village is so incorporated the same shall be known as a city or town, subject to the provisions of Title 22 of the Revised Civil Statutes of the State of Texas, 1911, relating to cities and towns, and vested with all the rights, powers, privileges, immunities and franchises therein conferred."

H. B. No. 365, A bill to be entitled "An Act to amend Article 5437, Title 79, Chapter 9, of the Revised Civil Statutes of Texas of 1911, and providing that any part of a tract of land heretofore or hereafter sold by the State may, in the discretion of the Commissioner of the General Land Office, and regardless of the number of acres contained therein, be patented at any time upon the payment of the balance due the State for such part, together with the patent fees prescribed by law, and to repeal all laws in conflict herewith."

H. B. No. 257, A bill to be entitled "An Act to amend Article 7383 of the Revised Civil Statutes of the State of Texas of 1911, requiring each and every individual, company corporation or association, whether incorporated under the laws of this or any other State or Territory of the United States or of any foreign country, which owns, controls, manages or leases any oil well within this State, to make quarterly on the first days of January, April, July and October of each year a report to the Comptroller of Public Accounts, under oath of the individual or of the president, treasurer or superintendent of such company, corporation or association, showing the total amount of oil produced during the quarter next preceding and the average market value thereof during said quarter; and providing that said individuals,

companies, corporations or associations at the time of making said report shall pay to the Treasurer of the State of Texas an occupation tax for the quarter beginning on said date, equal to two (2) per cent of the total amount of all oil produced at the average market value thereof as shown by said report, and declaring an emergency."

H. B. No. 208, A bill to be entitled "An Act to validate all sales of public free school land made by the State of Texas, by authority of the Acts of the Legislature of date April 12 and 14, 1883, wherein the State did not by its award of sale or classification of such lands specifically reserve the minerals in such lands, be and the same are hereby validated, and the State of Texas hereby relinquishes unto the owners of said lands all of its right and title to said lands and minerals, and declaring an emergency."

Respectfully submitted,

T. B. REESE,
Chief Clerk, House of Representatives.

Bills Read and Referred.

The Chair, Lieutenant Governor Johnson, had referred, after their captions had been read the following House bills:

H. B. No. 158, referred to the Committee on Labor.

H. B. No. 53, referred to the Committee on State Affairs.

H. B. No. 225, referred to the Committee on Stock and Stock Raising.

H. B. No. 365, referred to the Committee on Public Lands and Land Office.

H. B. No. 232, referred to the Committee on Towns and City Corporations.

H. B. No. 257, referred to the Committee on Civil Jurisprudence.

H. B. No. 208, referred to the Committee on Public Lands and Land Office.

Senate Bill No. 3.

The Chair laid before the Senate on second reading:

S. B. No. 3, A bill to be entitled "An Act to provide for the registration of land titles in this State, to prescribe the procedure, the duties

of officers in relation thereto, the venue, the form of registration certificates and the recording thereof; for the appointment of examiners and fees to be charged in such proceedings to establish permanent land lines and corners, and prevent delinquent taxes, and declaring an emergency."

On motion of Senator Buchanan of Scurry, the bill was laid on the table subject to call.

Special Committee Named.

Senator Carlock moved that Senators Carlock, Bailey and Hopkins be appointed as a special committee to confer with the Attorney General and obtain from him an opinion as to the constitutionality of Senate Bill No. 283.

The motion prevailed.

Senate Bill No. 238.

The Chair laid before the Senate on second reading:

S. B. No. 238, A bill to be entitled "An Act authorizing the Commissioner of the General Land Office to lease the lands owned by the State under the control and management of the Board of Prison Commissioners known as the penitentiary lands, and the land under the control and management of the Board of the Institution for Training of Juveniles, located in Coryell county, Texas, to any person, firm or corporation, desiring the right to prospect for and develop petroleum oil or natural gas thereon; providing that said leases may be executed under the terms and conditions and in the same manner, as now provided by law, for the leasing of public free school, University and Asylum lands; and declaring an emergency."

The committee report that the bill be printed in the Journal only was adopted.

Senator Caldwell offered the following amendment:

(1) Amend S. B. No. 238 by striking out of Section 1 the words "Which are under the control and management of the State Prison Commissioner, known as the penitentiary farm lands, and the lands."

And also amend the caption by

striking out the words, "Under the control and management of the Board of Prison Commissioners known as the penitentiary land and the lands."

Amendment Pending.

On motion of Senator Buchanan of Bell, the bill was set as a special order to follow immediately after the conclusion of the morning call tomorrow. (Tuesday.)

Senate Bill No. 261.

Senator Caldwell called up from the table and the Chair laid before the Senate on second reading:

S. B. No. 261, A bill to be entitled "An Act providing for the compensation of the clerks of the Courts of Civil Appeals of Texas; authorizing the employment of a deputy clerk, and providing for the disposition of all costs collected by said clerks, and declaring an emergency."

Senator Witt offered the following amendment which was read and adopted:

Amend S. B. 261 by striking out the figures \$1200 in line 17 page 1 and substitute \$1500.

The bill was read second time and passed to engrossment.

On motion of Senator Caldwell, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 261 put on its third reading and final passage by the following vote:

Yeas—22.

Alderdice.	Faust.
Bailey.	Floyd.
Bell.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	McNealus.
Caldwell.	Page.
Carlock.	Parr.
Clark.	Strickland.
Dayton.	Westbrook.
Dorough.	Witt.
Dudley.	Woods.

Nays—1.

Sulter.

Absent.

Cousins.	Smith.
Gibson.	Williford.
Hall.	

Absent—Excused.

Dean.	Johnston.
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The bill was laid before the Senate, read third time and, on motion of Senator Caldwell was passed finally.

Senate Bill No. 262.

The Chair laid before the Senate on second reading:

S. B. No. 262, A bill to be entitled "An Act to provide for the establishment, maintenance and management of experimental apiaries under the direction of the Director of the Texas Agricultural and Mechanical College, for the purpose of experimenting with the culture of the honey bee and studying honey yield conditions, and other beekeeping problems, and making necessary appropriations therefor; designating expenditures and declaring an emergency."

The bill was read second time and passed to engrossment.

On motion of Senator Bailey, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 262 put on its third reading and final passage by the following vote:

Yeas—24.

Alderdice.	Faust.
Bailey.	Hertzberg.
Bell.	Hopkins.
Buchanan of Bell.	McNealus.
Buchanan of Scurry.	Page.
Caldwell.	Parr.
Carlock.	Smith.
Clark.	Strickland.
Cousins.	Suiter.
Dayton.	Westbrook.
Dorough.	Witt.
Dudley.	Woods.

Absent.

Floyd.	Hall.
Gibson.	Williford.

Absent—Excused.

Dean.	Johnston.
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The bill was laid before the Senate, read third time and, on motion of Senator Bailey, was passed by the following vote:

Yeas—24.

Alderdice.	Buchanan of Bell.
Bailey.	Buchanan of Scurry.
Bell.	Caldwell.

Carlock.	McNealus.
Clark.	Page.
Cousins.	Parr.
Dayton.	Smith.
Dorough.	Strickland.
Dudley.	Suiter.
Faust.	Westbrook.
Hertzberg.	Witt.
Hopkins.	Woods.

Absent.

Floyd.	Hall.
Gibson.	Williford.

Absent—Excused.

Dean.	Johnston.
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House Bill No. 277.—Recalled From the House.

Senator Smith moved that House Bill No. 277 be recalled from the House for further consideration.

The motion prevailed.

Bills Signed.

The Chair, Lieutenant Governor Johnson, gave notice of signing and did sign in the presence of the Senate, after their captions had been read, the following bills:

H. B. No. 488 A bill to be entitled "An Act to amend Sections 1, 2, 16 and 21 of the Local and Special Laws passed at the Regular Session of the Thirty-fifth Legislature, same being Chapter 121 of said Act increasing compensation of County Commissioners and road hands, and amending Section 6 of the Local and Special Laws passed at the Regular Session of the Thirty-first Legislature being Chapter 74 of said Act defining the number of hours to constitute a day's work; repealing all laws in conflict with this Act, and declaring an emergency."

H. B. No. 500, A bill to be entitled "An Act to amend Chapter 75 of the Special Laws of the Thirty-third Legislature entitled 'An Act to create a more efficient road system for Hill County, Texas, making Commissioners of said county ex-officio road commissioners and prescribing their duties as such, and providing for their compensation as such road commissioners, and defining their powers and duties as such road commission-

ers, etc., and declaring an emergency."

S. B. No. 271, A bill to be entitled "An Act to create a more efficient road system for Cooke County, adopting and making a part of this special law the provision of Chapter 2, Title 18 (Vernon Sayes), Revised Civil Statutes of Texas, as amended by Chapter 203, General Laws of the Regular Session of the Thirty-fifth Legislature of Texas, providing for the defining of districts in Cooke County, for issuing and levying taxes therein, for the improvement and maintenance of public highways in said county, etc., and declaring an emergency."

H. B. No. 468, A bill to be entitled "An Act to repeal Senate Bill No. 55, Chapter 8, pages 304 and 305, of the General and Special Laws of the State of Texas, passed by the First Called Session of the Thirty-fifth Legislature of the State of Texas, and entitled 'An Act to create the Robstown Independent School District, known as Common School District No. 30, in Nueces County, Texas, etc.; and declaring an emergency.'"

S. B. No. 274, A bill to be entitled "An Act creating the Charlotte Independent School District, covering the same territory heretofore known as Common School District No. 22, in Atascosa County, Texas, and defining its boundaries, etc., and declaring an emergency."

H. B. No. 381, A bill to be entitled "An Act to authorize and empower Titus County or any political subdivision or defined districts of said county, by a vote of two-thirds majority of the resident property taxpayers, qualified voters of such county or political subdivision or defined district thereof, voting thereon, to issue bonds to any amount not exceeding one-fourth of the assessed valuation of the real property of such county or of such political subdivision or defined district, and to levy and collect taxes to pay the interest on such bonds and to provide a sinking fund for the redemption thereof and for the maintenance of said roads during the life of such bonds for the purpose of constructing, maintaining and operating macadamized, graveled or paved roads and turnpikes, and prescribing ways and means of conducting and supervising said work, and to repeal Chapter 3 of the Special Acts of the Thirty-first Legislature

and Chapter 15 of the Special Acts of the Thirty-second Legislature and all other special road laws for Titus County and declaring an emergency."

Senate Joint Resolution No. 20.

The Chair laid before the Senate on second reading:

S. J. R. No. 20, A resolution to be entitled a Joint Resolution proposing and submitting to a vote of the people of Texas an amendment to the State Constitution so as to extend to any county or sub-division thereof the right to levy by majority vote of the qualified voters, who have been assessed or paid property tax, a special tax of not exceeding sixty cents on the one hundred dollar valuation for the maintenance and improvement of public roads.

Senator Suiter offered the following which was read and adopted:

Amend S. J. R. No. 20, page 1 line 32 by striking out the words "on the fourth Saturday in May A. D., 1919, same being the 24th day of said month" and insert in lieu thereof the following, "The first Tuesday in November 1919, same being the 4th day of said month."

The resolution was laid before the Senate, read second time and, on motion of Senator Suiter, was passed to its engrossment.

House Bill No. 200.

Senator Bell called up and the Chair laid before the Senate on third reading:

H. B. No. 200, A bill to be entitled "An Act to amend Article 7235, Chapter 6, Title 124, Revised Civil Statutes of Texas, 1911, as amended by Chapter 72 General Laws of the Thirty-third Legislature and Chapters 26 and 99 General Laws of the Thirty-fourth Legislature, and Chapter 131, General Laws of the Thirty-fifth Legislature, and Chapter 10 of the Third Called Session of the Thirty-fifth Legislature, and Chapter 13 of the Fourth Called Session of the Thirty-fifth Legislature, with reference to the mode of preventing horses and certain other animals from running at large in the counties named so as to include Archer, Hemphill, Roberts, Gray and Madison counties, and declaring an emergency."

The question being upon the pending amendments by Senators Parr and Bell, as follows:

(2) Amend H. B. No. 200, Section 1 thereof, by adding thereto the following:

"Provided further, that the provisions of this Act shall not apply to Nueces county as a whole, but shall apply only to such subdivisions thereof as may be designated in the manner herein provided."

(3) Amend House Bill No. 200, Section 1 thereof by adding thereto the following:

Provided, further, that the provisions of this Act shall not apply to Lipscomb county as a whole, but shall apply only to such subdivisions thereof as may be designated in the manner herein provided.

The amendments were adopted by unanimous vote.

The bill was laid before the Senate, read third time and, on motion of Senator Bell, was passed by the following vote:

Yeas—24.

Alderdice.	Faust.
Bailey.	Hertzberg.
Bell.	Hopkins.
Buchanan of Bell.	McNealus.
Buchanan of Scurry.	Page.
Caldwell.	Parr.
Carlock.	Smith.
Clark.	Strickland.
Cousins.	Suiter.
Dayton.	Westbrook.
Dorough.	Witt.
Dudley.	Woods.

Absent.

Floyd.	Hall.
Gibson.	Williford.

Absent—Excused.

Dean.	Johnston.
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Senate Bill No. 335.

The Chair laid before the Senate on second reading:

S. B. No. 335, A bill to be entitled "An Act creating the Leaky Independent School District in Real county, Texas, providing a board of trustees thereof, vesting it with all rights, powers and duties of districts incorporated for school purposes only under the General Laws and declaring an emergency."

The committee report that the bill be not printed was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Hertzberg, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 335 put on its third reading and final passage by the following vote:

Yeas—24.

Alderdice.	Faust.
Bailey.	Hertzberg.
Bell.	Hopkins.
Buchanan of Bell.	McNealus.
Buchanan of Scurry.	Page.
Caldwell.	Parr.
Carlock.	Smith.
Clark.	Strickland.
Cousins.	Suiter.
Dayton.	Westbrook.
Dorough.	Witt.
Dudley.	Woods.

Absent.

Floyd.	Hall.
Gibson.	Williford.

Absent—Excused.

Dean.	Johnston.
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The bill was laid before the Senate, read third time and, on motion of Senator Hertzberg, was passed by the following vote:

Yeas—24.

Alderdice.	Faust.
Bailey.	Hertzberg.
Bell.	Hopkins.
Buchanan of Bell.	McNealus.
Buchanan of Scurry.	Page.
Caldwell.	Parr.
Carlock.	Smith.
Clark.	Strickland.
Cousins.	Suiter.
Dayton.	Westbrook.
Dorough.	Witt.
Dudley.	Woods.

Absent.

Floyd.	Williford.
Hall.	

Absent—Excused.

Dean.	Johnston.
Gibson.	

Adjournment.

At 12:45 o'clock p. m., Senator Clark moved that the Senate ad-

journ until 10 o'clock tomorrow morning.

The motion prevailed.

APPENDIX.

Petitions and Memorials.

Senator Woods offered a resolution from the teachers of Corsicana addressed to Miss Blanton, State Superintendent, commending her for work on the proposition of better pay for school teachers.

Enrolling Committee Reports.

Committee Room,
Austin, Texas, March 3, 1919.
Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate Bill No. 271, copy of which is hereto attached and find it correctly enrolled, and have this day at 1:35 o'clock a. m., presented the same to the Governor for his approval.

SMITH, Chairman.

Committee Room,
Austin, Texas, March 3, 1919.
Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate Bill No. 274, copy of which is hereto attached, and find it correctly enrolled, and have this day at 11:35 o'clock a. m., presented the same to the Governor for his approval.

SMITH, Chairman.

Engrossing Committee Reports.

Committee Room,
Austin, Texas, Feb. 28, 1918.
Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Engrossed Bills have had Senate Bill No. 241 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Room,
Austin, Texas, Feb. 28, 1918.
Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Engrossed Bills have had Senate Bill No. 230 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Room,
Austin, Texas, Feb. 28, 1918.
Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Engrossed Bills have had Senate Bill No. 213 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Room,
Austin, Texas, March 3, 1919.
Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Engrossed Bills have had Senate Bill No. 212 carefully compared and find same to be correctly engrossed.

CALDWELL, Vice-Chairman.

Committee Room,
Austin, Texas, Feb. 28, 1918.
Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Engrossed Bills have had Senate Bill No. 340 carefully compared and find same to be correctly engrossed.

CALDWELL, Vice-Chairman.

Committee Room,
Austin, Texas, Feb. 28, 1918.
Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Engrossed Bills have had Committee Substitute for Senate Bill No. 64 carefully compared and find same to be correctly engrossed.

CALDWELL, Vice-Chairman.

Committee Room,
Austin, Texas, Feb. 28, 1918.
Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Engrossed Bills have had Senate Bill No. 190 carefully compared and find same to be correctly engrossed.

CALDWELL, Vice-Chairman.

Committee Room,
Austin, Texas, March 3, 1919.
Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Engrossed Bills have had Senate Bill Nos. 270 and 335 carefully compared and find same to be correctly engrossed.

CALDWELL, Vice-Chairman.

Committee Room,
Austin, Texas, Feb. 28, 1918.
Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Engrossed Bills have had Senate Bill No. 249 carefully compared and find same to be correctly engrossed.

CALDWELL, Vice-Chairman.

Committee Reports.

Committee Room,
Austin, Texas, March 1, 1919.
Hon. W. A. Johnson, President of the Senate.

Sir: We, a minority of your Committee on Internal Improvements, to whom was referred

H. B. No. 157, "An Act defining pipe and gas lines engaged or to engage in the transportation, sale or distribution of natural or artificial gas, etc., as public utilities, and declaring an emergency,"

Have had same under consideration, and beg leave to report the same back to the Senate with the recommendation that it do pass.

Buchanan of Scurry, Dorrough, Alderdice, Floyd.

(Majority Report.)

Committee Room,
Austin, Texas, March 1, 1919.
Hon. W. A. Johnson, President of the Senate.

Sir: We, a majority of your Committee on Internal Improvements, to whom was referred

H. B. No. 157, "An Act defining pipe and gas lines engaged or to engage in the transportation, sale or distribution of natural or artificial gas, etc., as public utilities, and declaring an emergency,"

Have had same under consideration, and beg leave to report the same back to the Senate with the recommendation that it do not pass.

BUCHANAN of Scurry,
Chairman.

Committee Room,
Austin, Texas, March 1, 1919.
Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Internal Improvements, to whom was referred

S. B. No. 351, "An Act to amend Chapter 27 of the Acts of the Fourth Called Session, Thirty-fifth Legislature, being 'An Act to permit rail-

road corporations or receivers of railroads, by and with the permission of the Railroad Commission of Texas and County Commissioners' Court of the county wherein located, to change, relocate or abandon any portions of its line without and adjacent to the limits of any incorporated city containing 50,000 inhabitants, etc.," so as to make same applicable to incorporated cities containing 20,000 inhabitants or more."

Have had same under consideration, and beg leave to report the same back to the Senate with the recommendation that it do pass.

BUCHANAN of Scurry,
Chairman.

(Floor Report.)

Senate Chamber,
Austin, Texas, March 3, 1919.
Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Towns and City Corporations, to whom was referred

H. B. No. 485, A bill to be entitled "An Act to validate the charter and incorporation of the city of Eagle Pass, adopted by the qualified voters of said city since the enactment of Chapter 147 of the Acts of the Regular Session of the Thirty-third Legislature, and filed in the office of the Secretary of State, and declaring an emergency,"

Have had the same under consideration, and beg to report same back to the Senate with the recommendation that it do pass, and be not printed.

Page, Vice Chairman; Bailey, Carlock, Hertzberg.

Committee Room,
Austin, Texas, March 3, 1919.
Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 342, being a bill to be entitled "An Act to amend Title 8, Chapter 7, of the Code of Criminal Procedure of the State of Texas of 1911, by adding thereto Article 801a, relating to and providing that the purchaser of any intoxicant or any intoxicating liquor shall under no circumstances be regarded as an accomplice witness when testifying to a sale thereof prohibited by law, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

SUITER, Chairman.

Committee Room,
Austin, Texas, March 3, 1919.
Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

H. B. No. 239, being a bill to be entitled "An Act to permit defendants, in cases in which requisitions have been issued for them by the Governor, and where they appeal their cases to the Court of Criminal Appeals, to give bond the same as defendants in other felony cases; and declaring an emergency,"

Have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

SUITER, Chairman.

Committee Room,
Austin, Texas, March 3, 1919.
Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

H. B. No. 150, being a bill to be entitled "An Act to amend Section 1 of Chapter 88, Acts of the Regular Session of the Thirty-third Legislature of 1913, of the State of Texas, changing the maximum penalty prescribed therein, from two hundred and fifty dollars (\$250.00) to two hundred dollars (\$200.00), and declaring an emergency,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

SUITER, Chairman.

Committee Room,
Austin, Texas, March 3, 1919.
Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Labor, to whom was referred

S. B. No. 310, A bill to be entitled "An Act prohibiting the screening of coal before being weighed, providing penalties for violating this Act."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, with the following amendment:

By adding after the period at the end of Section 1 the following, "provided that nothing in this Act shall apply to lignite coal."

SMITH, Vice Chairman.

Committee Room,
Austin, Texas, Feb. 28, 1919.
Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Civil Jurisprudence, to whom was referred

S. B. No. 286, Being a bill to be entitled "An Act to amend Sections 7c, 8 and 10, of part one of Chapter 103, of the General Laws of the State of Texas, passed at the Regular Session of the Thirty-fifth Legislature entitled, 'An Act to amend Chapter 179 of the General Laws of the State of Texas passed at the Regular Session of the Thirty-third Legislature entitled, 'An Act relating to employer's liability and providing for the compensation of certain employes, and their representatives and beneficiaries, for personal injuries sustained in the course of employment and for deaths resulting from such injuries, and to provide and determine in what cases compensation shall be paid, and to make the payment thereof more certain and prompt by the creation of an insurance association to insure and guarantee such payments and of an industrial accident board for the investigation of claims and for the adjudication thereof for consenting parties, fixing the membership and powers of said board and its compensation and duties, and the method of its appointment, and the term of office of its members and fixing also the powers, duties and liabilities of said insurance association and the extent of control over same to be exercised by the Commissioner of Banking and Insurance and providing for the insurance of payments of compensation to employes of certain other insurance companies and organizations, and repealing all laws and parts of laws in conflict herewith, and declaring an emergency,' "

Have had said bill under consideration and I am directed to report the same back to the Senate with the recommendation that it do pass with the following committee amendments:

Strike out the figures "100" in Section 8, and substitute therefor

"60" and strike out the words and figures "Fifty (\$50.00)" in same section and substitute therefor the words and figures "Twenty-five (\$25.00);" and strike out the words and figures "Ten (\$10.00)" in the same section and substitute therefor the words and figures "Five (5.00)."

DEAN, Chairman.

(Minority Report).

Committee Room,
Austin, Texas, Feb. 28, 1919.
Hon. W. A. Johnson, President of the Senate.

Sir: The minority of your Committee on Civil Jurisprudence to whom was referred Senate Bill No. 286 have had said bill under consideration and I am directed to report the same back to the Senate with the recommendation that it do not pass.

CARLOCK.
BAILEY.
PAGE.

Committee Room,
Austin, Texas, March 3, 1919.
Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred House Bill No. 359 have had the same under consideration and I am directed to report it favorably with the recommendation that it do pass, and be not printed.

ALDERDICE, Chairman.

Committee Room,
Austin, Texas, March 3, 1919.
Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred House Bill No. 566 have had the same under consideration and I am directed to report it favorably with the recommendation that it do pass, and be not printed.

ALDERDICE, Chairman.

Committee Room,
Austin, Texas, March 3, 1919.
Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred House Bill No. 546 have had the same under consideration and I am directed to report it favorably with the recommendation that it do pass, and be not printed.

ALDERDICE, Chairman.

Committee Room,
Austin, Texas, March 3, 1919.
Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred House Bill No. 550 have had the same under consideration and I am directed to report it favorably with the recommendation that it do pass, and be not printed.

ALDERDICE, Chairman.

Committee Room,
Austin, Texas, March 3, 1919.
Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred House Bill No. 498 have had the same under consideration and I am directed to report it favorably with the recommendation that it do pass, and be not printed.

ALDERDICE, Chairman.

Committee Room,
Austin, Texas, March 3, 1919.
Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred House Bill No. 539 have had the same under consideration and I am directed to report it favorably with the recommendation that it do pass, and be not printed.

ALDERDICE, Chairman.

Committee Room,
Austin, Texas, March 3, 1919.
Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred House Bill No. 510 have had the same under consideration and I am directed to report it favorably with the recommendation that it do pass, and be not printed.

ALDERDICE, Chairman.

Committee Room,
Austin, Texas, March 3, 1919.
Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred House Bill No. 508 have had the same under consideration and I am directed to report it favorably with the recommendation that it do pass, and be not printed.

ALDERDICE, Chairman.

Committee Room,
Austin, Texas, March 3, 1919.
Hon. W. A. Johnson, President of
the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred House Bill No. 545 have had the same under consideration and I am directed to report it favorably with the recommendation that it do pass, and be not printed.

ALDERDICE, Chairman.

Committee Room,
Austin, Texas, March 3, 1919.
Hon. W. A. Johnson, President of
the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred House Bill No. 540 have had the same under consideration and I am directed to report it favorably with the recommendation that it do pass, and be not printed.

ALDERDICE, Chairman.

Committee Room,
Austin, Texas, March 3, 1919.
Hon. W. A. Johnson, President of the
Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred

S. B. No. 365, A bill to be entitled "An Act to amend Article 6901d, Chapter 1, Title 119, Revised Statutes of Texas, fixing the compensation of County Commissioners in counties having a population of 30,000 and over, so as to include counties having a population of 29,000 and over, and declaring an emergency."

Have had the same under consideration, and beg leave to report it back to the Senate with the recommendation that it do pass, and be not printed.

PARR, Chairman.

Committee Room,
Austin, Texas, March 3, 1919.
Hon. W. A. Johnson President of the
Senate.

Sir: Your Committee on Educational Affairs, to whom was referred Senate Bill No. 366, have had the same under consideration, and I am directed to report it favorably with the recommendation that it do pass, and be not printed.

ALDERDICE, Chairman.

Committee Room,
Austin, Texas, March 3, 1919.
Hon. W. A. Johnson President of the
Senate.

Sir: Your Committee on Agricul-

tural Affairs, to whom was referred H. B. No. 329, "An Act to prevent the introduction into the State of Texas of the destructive cotton pest, *Pectinophera Gossypiella Saund*, hereinafter referred to as the pink boll worm, and to control and eradicate such insect pest in the event its presence in this State is discovered, etc., and declaring an emergency,"

Have had same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass.

BELL, Chairman.

THIRTY-SIXTH DAY.

Senate Chamber,
Austin, Texas, March 4, 1919.
The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor W. A. Johnson.

The roll was called, a quorum being present, the following Senators answering to their names:

Alderdice.	Hall.
Bailey.	Hertzberg.
Bell.	Hopkins.
Buchanan of Scurry.	Johnston.
Carlock.	McNealus.
Clark.	Page.
Cousins.	Parr.
Dayton.	Smith.
Dean.	Strickland.
Dorough.	Suiter.
Dudley.	Westbrook.
Faust.	Witt.
Floyd.	Woods.

Absent.

Buchanan of Bell.	Gibson.
Caldwell.	Williford.

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Alderdice.

Petitions and Memorials.

There were none today.

Standing Committee Reports.

See Appendix.

Appointment of Special Committee.

In compliance with provisions of Simple Resolution No. 84 passed by the Senate on March 3rd, I hereby name Senators Suiter, Dean and Clark as a Committee to carry into effect the provisions of said reso-